

1894-004 Chancery Causes: Robert E. Crockett vs. Amanda Crockett
Lee Co.

Gibson, Diteman, Cadle

CA - Divorce

T - Health/Medicine

Vices

To the Honorable W.F. Miller, Judge of the Circuit Court of Lee County, Virginia:

Humbly complaining, your orator, Robert E. Crockett, would respectfully show to your honor, That on the _____ day of June 1875, in the County of Claiborne, State of Tennessee, he intermarried with Amanda _____ that since that time up to May 1892, he and his said wife lived together as man and wife in Lee County, Virginia.

Your orator will further show your honor, that from the time of his marriage with the said Amanda up to the ----- day of May 1892, he was to her a kind, indulgent and faithful husband, providing for all her wants as lavishly as his ability would permit, doing everything in his power to make her contented and happy;

About the _____ day of May 1892 your orator was stricken with paralysis, and as soon as this misfortune happened to him the said Amanda ceased to care for him, to wait on him, or minister to his wants, and her neglect was so great that in May of that year he had to be removed to the house of his daughter, Mrs. William F. Gibson, in order to secure the attention his enfeebled condition demanded. His wife refused to go with him, and he left her on his farm which is situated in this County, at which place she has since continued to reside, but not alone. She has taken into the house with her one C.F. Diteaman with whom she is living in open and notorious adultery in utter disregard of her marital ~~xx~~ vows, and in utter disobedience to her wifely duties. Your orator charges that the said Amanda within the last two years has been guilty of oft repeated acts of adultery, that this has been done without his consent or connivance, that he has not cohabited with his wife since he discovered the same, that both he and his said wife are citizens of and residents in this County, that they have been domiciled here ever since the year 1875.

Now the object of this bill is to obtain a dissolution of the bonds of matrimony heretofore existing and now existing between him and the said Amanda Crockett. And being without remedy at law, and properly relievable only in a court of chancery which has cognizance of matters of this kind, he prays your honor to grant him the relief here ~~xxx~~ sought. To this end he prays that the said Amanda Crockett be made the party defendant to this bill, and required to answer its several allegations on oath

tions on oath. that upon a hearing that the bonds of matrimony now existing between your orator and the said Amanda Crockett be dissolved, that such proper decrees be entered as will accomplish that purpose, and for full general relief. May Spa. issue &c.

J. H. S. Morrison & Duncan Wyatt. P.Q.

C 6.38
S 80
C 25-
att'y 1500,
2263

Robert E. Crockett
vs. Bill in Chy.
Amanda Crockett.

J. H. S. Morrissey & Duncan
+ Hyatt, Attys for plff.

1894 2nd April Rules bills
filed Spa not executed
+ continued

" 1st May Rules alias Spa
executed & Decree nisi

" 2nd May Rules Decree nisi
confirmed & Cause set
for hearing by Plff

To the Honorable W.T. Miller, Judge of the Circuit Court of Lee County, Virginia:

Humbly complaining, your orator, Robert E. Crockett, would respectfully show to your honor,

That on the ____ day of June 1893, in the County of Claiborne, State of Tennessee, he intermarried with Amanda _____; that since that time up to May 1892, he and his said wife lived together as man and wife in Lee County, Virginia.

Your orator will further show your honor, that from the time of his marriage with the said Amanda up to the ____ day of May 1892, he was to her, a kind, indulgent and faithful husband, providing for all her wants as lavishly as his ability would permit and doing everything in his power to make her contented and happy.

About the ____ day of May 1892 your orator was stricken with paralysis, and as soon as this misfortune happened to him, the said Amanda ceased to care for him, to wait on him, or minister to his wants, and her neglect was so great that in May of that year he had to be removed to the house of his daughter, Mrs. William F. Gibson, in order to secure the attention his enfeebled condition demanded. His wife refused to go with him, and he left her on his farm which is situated in Lee County, at which place she has continued to reside, but not alone. She has taken into the house with her one C.F. Diteman, with whom she is living in open and notorious adultery, in utter disregard of her marital vows, and in utter disobedience to her wifely duties.

Your orator charges that the said Amanda, within the last two ~~xxxx~~ years has been guilty of oft repeated acts of adultery: that this has been done without his consent or connivance: that he has not cohabited with his wife since he discovered the same: that both he and his wife are citizens of and residents of this County, and that they have been domiciled here ever since the year 1875.

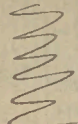
Now the object of this bill is to obtain a dissolution of the bonds of matrimony heretofore existing and now existing between him and the said Amanda Crockett. And being without remedy at law, and properly relievable only in a court of ~~sanity~~ chancery which has cognizance of matters of this kind, he prays your honor to grant him the relief here sought.

To this end he prays that the said Amanda Crockett be made the party defendant to this bill, and required to answer its several allegations on oath: that upon a hearing that the bonds of matrimony now existing between your orator and the said Amanda Crockett be dissolved, that such proper decrees be entered as will accomplish that purpose, and for full general relief.

May Spa. in chancery issue &c.

J. H. S. Morrison & Duncan & Co., P. O.

Robt. E. Crockett

vs  copy of bill.

Amanda Crockett

R. E. Crockett
vs} Bill Chey
Amanda Crockett

November term 1894
Decree final. See Chey
Order Book. Page 100

Plff's Costs recovered
C 6. to 3
S 50
Atty 15.00
28
\$22.38

Robert E.Crockett,

Plaintiff.

vs.

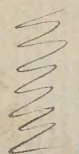
In Chancery.

Amanda Crockett.

Defendant.

This cause came on again this day to be heard upon the order supplying the lost papers, the copy of the original bill the affidavits of A.B.Munsey and L.T.Hyatt, the deposition of witnesses, and was argued by counsel. And it appearing from the affidavit of A.B.Munsey, Clerk of this court that process has been duly served on the defendant, Amanda Crockett, and duly returned before the first day of the last term of this court, on consideration of all of which it is adjudged ordered and decreed, the evidence ~~in this cause~~ showing proper cause, that the bonds of matrimony heretofore existing between the said R.E.Crockett and the said Amanda Crockett, be, and they are here by dissolved, and that the complainant recover of the defendant his costs, and the cause is stricken from the docket.

Robert E. Crockett

vs.  Decree.

Amanda Crockett

Dissolving bonds of
matrimony.

Entered in
City Order Book
Page 100

Enter this decree

W. J. M.

November 18th 1894.

R.E.Crockett

Plaintiff.

vs.

In Chancery.

Amanda Crockett.

Defendant.

Upon the calling of this case, it was suggested that since the last term of this Court the papers in this cause, to wit, the bill and the process had been lost, and that the same could not be found. and thereupon the Complainant filed a copy of ~~said~~ bill together with an affidavit of L.T. ~~Hoyt~~ that the same is a copy of said bill, and the affidavit of A.B.Munsey Clerk of this Court that said original bill and the original process which had been duly executed were each lost, it is considered by the Court that said cause proceed on said copy of said bill and said affidavits as though the original papers had not been lost

R. E. Crockett

75 $\frac{2}{3}$ Dues

Amanda Crockett

supplying lost
bill & Process

Entered in the
Order Book

Page 100

Enter this order

W J M

Nov 13th 1894

NOTICE.

R. E. Croket Plaintiff.

VS.

Amanda J. Crockett Defendant.

IN CHANCERY.

TO AMANDA J. CROCKETT:

You will please take notice that on Monday the 8th day of October 1894 at the Store-House of G. W. Dalton, Gibson's Station, Lee County, Virginia, I will proceed to take the depositions of John Crockett, Sterling Smith, James Jackson and others, which depositions, when taken, are intended to be read as evidence in my behalf in a certain suit in chancery, now pending in the Circuit Court of Lee County, Virginia, in which I am plaintiff and you are defendant. And if from any cause the taking of said depositions are not begun on that day, or if begun, be not completed on that day, the taking thereof will be continued from day to day, from place to place, and from time to time, until the same be concluded.

This 31st day of August, 1894.

R. E. CROCKETT.

By counsel.

J. H. S. Morison and Duncan & Hyatt
Counsel.

R. E. Crockett }
vs. } In the Circuit Court of
Amanda J. Crockett } Lee County.

The depositions of J. M. Crockett, James
Cadden, Moss Gibson, and ~~Henry Gibson~~
taken before me G. J. Campbell, a
Justice of the Peace for the State of Virginia
and Lee County, pursuant to notice hereto
issued, at the Store House of G. W. Dalton,

Gibson Station, Lee County, Virginia, on
the 8th day of Oct. 1894 between the hours of
6 A.M. and 6 P.M. to be read as evidence
on behalf of plaintiff, in a certain cause
now pending in the Circuit Court of Lee
County, wherein R. E. Crockett is plaintiff
and Amanda J. Crockett is defendant.

Present: J. H. S. Morrison, counsel for
plaintiff.

The first witness J. M. Crockett being
duly sworn on the Holy Evangelist of Almighty
God, deposes and swears as follows:

1st - I am counsel for plaintiff

What is your age and place of residence?

Ans. age 34 and reside
Shawaneos Town

2nd - I am G. J. Campbell.

Are you acquainted with R. E.
Crocket and Amanda J. Crocket

Ans. R. E. Crocket is my
father and I have known
Amanda J. Crocket ever since they
married

3rd Ques. by same.

When and where were they married,
and where have they resided ever since?

Ans. about 17 or 18 years ago
in Lee County Va and have
resided there ever since

4th Ques. by same.

Do you know Charles Sittmer, and
if so how long have you known him?

Ans. I have known him for
three years

5th Ques. by same.

How often can you see him at the house
of R. E. Crocket, in his absence, and if so
tell the time and circumstances?

Ans. I see him there constantly
after my father was taken to
Rose Hill he seems to be making
father House his home and he
provided for her as same as my

did

6th Sun. by some.

When was your father taken to Rm. still and why?

Ans. about two years ago he was Paralyzed & not able to take care of him self and she failed to do so going off and leaving him a day or two at a time.

7th Sun. by some.

Did she have any in for sitting in the place for doing any work or any kind?

Ans. she did not my fathers farm was rented out and ~~from~~ besides she had a grown son & Darter with her

8th by some.

Did you ever see anything suspicious between Amanda and Chas. sitting?

Ans. years since I have seen them walking about over the place some & in some at various times I saw her sitting in his lap once there in the house and her arms round neck. and I passed by one morning & saw him standing by her head

in his night clothes she was
lying in her bed I heard some
loud laughing and looked in
at the window & saw this

9th Dec. 4th term.

This is all you can see of it:

Ans. Yes

10th Dec. 4th term.

Is your father still sick and unable
to care for himself?

Ans. he is

11th Dec. 4th term.

What has become of Amanda Child,
his wife?

Ans. she followed Dittmer away to
Leicester.

12th Dec. 4th term.

How does your father always conduct him-
self properly, since his marriage to
dependent, or has he been a man
who had improper relations with other
women?

Ans. he has always conducted
himself properly & never heard of him
having any improper relations with
any women.

and further said witness deposes
not

John M. Brackett

Next witness. Mrs. Gibson, being duly sworn, deposes as follows:

1st Q. by J. H. Mason cross & plan-
tiff

What is your age and place of residence?
Ans. age 23. residence Gibson
Station Va.

2nd Q. by same.

Are you acquainted with Amanda
Crocket and one Charley Sittum?
Ans. I am

3rd Q. by same.

Did you ever see any improper conduct
between these parties, and if so please
state what you saw, when, and the time?
Ans.

about 2 years ago my self
and others heard that they were living
together we went down to investigate
it we made them let us in and
found them together in the same
room.

4th Q. by same.

How often do they room in the house.

Ans. year six two or three more

5th Q. by same.

Did you ever hear of R. E. Crockett

having any improper relation with any
~~other~~ woman?

Ans. I never did
and further said witness deposes
not Moss Gibson.

Next witness, James Gadd, being duly
sworn deposed as follows.

1st Q. by J. H. S. Mason, counsel for plaintiff.
What is your age and place of residence?

Ans. age 25 years reside in
Clairborne County Texas

2nd Q. by same.

Are you acquainted with Amanda
Gibson and her children?
and years since

3rd Q. by same.

Have you ever seen any thing im-
proper between them parties?

Ans. after Mr Crockett got sick
Ditmer went to house occasionally on
Saturday night and after Mr Crockett
was taken away Ditmer moved over
staid with her

4th Dec. by sworn.

Do you know what has become of
Ananda Gn dat ~~and others~~?

Ans. I understand that she
followed Titmer away and they
are now living together near
Cincinnati ~~and~~
and farther said witnesses deposes
not

James Cadell

State of Virginia
County of Lee } ss.

I, C. Y. Campbell, a Justice of the
Peace for the County of Lee, in the State of
Virginia, do hereby certify that the foregoing
depositions were duly taken, reduced to writing
and signed by the witnesses respectively, before
me at the place and the time therein
mentioned, pursuant to the annexed notice.

In witness whereof I have hereunto set my
hand at the place aforesaid.

This 8th day of Oct. 1894

C. Y. Campbell J. P.

Departure of

J. M. Gwckit

Mrs. Gibson

James Gwckit

R. E. Gwckit

vs.

Amanda J. Gwckit

Received by mail in
good condition and filed
October the 9th 1894

A. B. Mumsey Clerk

Virginia, Lee County, to wit:--

I, A.B.Munsey, Clerk of the Circuit Court for the County aforesaid, do certify that there was filed in the Clerk's Office of ~~Lee County~~ Circuit Court of Lee County, an original bill of R.E.Crockett against Amanda Crockett; that process was duly issued on said Original bill, placed in the hands of the Sheriff of Lee County for execution, and that said process was returned duly executed by John M.Weston, Deputy for C.E.Flannery, Sheriff of Lee County. and I further certify that the rules were taken on said cause and that it was regularly matured for hearing before the last June term of the Circuit Court of Lee County, and I further certify that said original bill and the process therein is now lost, that I have made diligent search for the same and cannot find either, so help me God.

A.B. Munsey, Clerk.

Sworn to by A.B.Munsey before me, S.V.F.Richmond, Clerk of the County Court of Lee County Court of Lee County, this the 12th day of November 1894.

S.V.F. Richards, Clerk-

Virginia, Lee County, to wit:--

I, L.T.Hyatt, do certify that the paper hereto annexed is a true copy of the original bill filed in the case of R.E.Crockett complainant, against Amanda Crockett, defendant, to which reference is made in the foregoing affidavit of A.B.Munsey, Clerk of the Circuit Court of Lee County; and I further certify that said original bill was duly filed in the office of the Clerk of the Circuit Court of Lee County; that I have assisted said clerk in his search for said papers and the same cannot be found, so help me God.

L.T. Hyatt

Sworn to by L.T.Hyatt before me A.B.Munsey, Clerk of the Circuit Court for Lee County, this the 12th day of Nov.1894.

A.B. Munsey Clerk

R. E. Crockett

vs. $\frac{3}{2}$ Affidavits.

Amanda Crockett

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *Amanda Crockett*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *3rd* Monday in *April*, 1894, to answer a bill in Chancery, exhibited against *her* in our said court by *Robert E Crockett*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *2nd* day of *April*, 1894, and in the *11th* year of the Commonwealth.

A Copy Left
A. B. Munsey Clerk.
A. B. Munsey Clerk

US. { SUBPŒNA
IN CHANCERY.

.....p. q.

To.....Rules,
Circuit Court.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

Amanda Crockett

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *3rd* Monday in *April*, 189*4*, to answer a bill in Chancery, exhibited against *her* in our said court by *Robert E Crockett*

And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house,

the *2nd* day of *April*, 189*4*, and in the *118th* year of the Commonwealth.

A. B. Munsey Clerk.

Robert E. Crockett

US. { SUBPENA
IN CHANCERY.

Amanda Crockett

Morrison Duncan & Hyatt p. q.

To 2nd April Rules 1894

Circuit Court.

Not Executed for want
of time this April 16
1894. J. B. Weston
L. S. for G. E. Flanagan
S. G. L.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

again
WE COMMAND YOU, That you summon *Amanda Crockett*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *15th* Monday in *May*, 189*4*, to answer a bill in Chancery, exhibited against *her* in our said court by *Robert E Crockett*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *16th* day of *April*, 189*4*, and in the 11 *8th* year of the Commonwealth.

A B Munsey Clerk.

Robert E. Crockett

US. { SUBPENA
IN CHANCERY.

Amanda Crockett

Duncan Hyatt p. q.

To 1st May Rules,
Circuit Court.

Executed by
delivering a true
copy of the within
summons to
Amanda Crockett
this May 3 - 1894.

J. H. Weston Secy for
C. E. Flanary
S. L. C.